

September 8, 2008

Adam Packer
Assistant General Counsel
Indiana Gaming Commission

Dear Mr. Packer:

Pursuant to IC 4-22-2-28, the Indiana Economic Development Corporation ("IEDC") has reviewed the economic impact analysis for small businesses associated with rule changes proposed by the Indiana Gaming Commission ("Commission") and contained in LSA Document 08-430. The proposed rule makes changes to 68 IAC 13 to modify the regulation of casino patrons. The proposed rule removes duplicative language and makes minimal changes as it relates to small businesses. The statement prepared by the Commission has identified two (2) companies that meet the definition of small business according to IC 4-22-2.1-4 and would be impacted by this rule.

The only provision of the rule that creates a potential impact for small businesses is a provision that allows the Commission and administrative law judges to impose a penalty of not more than one hundred dollars (\$100) per day on businesses for each day that an original penalty under the disciplinary action provisions goes unpaid. The potential cost of this provision is difficult to estimate because it is determined by company action or inaction that is outside of the Commission's control. Businesses may avoid these costs by complying with the terms of any disciplinary actions to which they are subject or by not incurring disciplinary actions.

The IEDC does not object to the economic impact to small businesses associated with this rule change. The potential impact can be avoided through compliance with applicable laws and administrative rules. Additionally, the Commission deems the provisions of this rule as necessary to its ability to carry out its statutory duties.

If you have any question about the comments contained herein please contact me at 232-8962 or rasberry@iedc.in.gov.

Sincerely,

Ryan Asberry
Assistant Vice President
Indiana Economic Development Corporation